

COMMISSION MEETING MINUTES
September 15, 2015

The Board of Davis County Commissioners met on September 15, 2015 at 10 am in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Members present were: Commissioner P. Bret Millburn - Chair, Commissioner John Petroff, Jr., Commissioner Jim Smith, Clerk/Auditor Curtis Koch, Chief Deputy Civil County Attorney Neal Geddes and Deputy Clerk/Auditor Janet Hanson.

Agenda as posted

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PUBLIC NOTICE is hereby given that the Board of Davis County Commissioners, Farmington, Utah, will hold a Commission Meeting at the Davis County Administration Building, 61 South Main Street, Room 303, Farmington, Utah, commencing at **10:00 a.m. on September 15, 2015.**

OPENING

Pledge of Allegiance – By Invitation

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS

- Opening of RFPs for Davis County Annual Fire Alarm & Sprinkler Inspections
- Notice of Public Hearing tonight, Sept. 15, 2015 at 6 p.m., for the consideration of the creation of a special service district (South Davis Metro Fire)
- 2015 Davis County Fine Art Exhibit Opening & Night with the Masters, Friday, September 18th

BUSINESS/ACTION

Marlin Eldred, Davis County Community & Economic Development Director, presenting:

- Resolution to enter into an Interlocal Cooperation Agreement with North Salt Lake Redevelopment Agency
- Interlocal Cooperation Agreement with North Salt Lake Redevelopment Agency – Hwy 89 Community Development Area (n/a)

Tony Thompson, Davis County Property Manager, presenting:

- Ratify Temporary Access License to Davis School District – for Creekside Elementary to access Mutton Hollow Basin in Layton for a Wetland Educational Adventure Field Trip on September 10, 2015 (n/a)

Chris Sanford, Davis County Library Director, presenting:

- Agreement with Gale Division of Cengage Learning, Inc. – access to Testing & Education Reference Center database (payable)

Lewis Garrett, Davis County Health Department Director, presenting:

- Amendment with Utah Dept. of Health – to work with Utah’s hospitals, long term care facilities, and other healthcare settings to be responsible for responding to outbreaks of HAIs and other infections (receivable)
- Agreement with Meals on Wheels of America – brand trademark license to use their logo on the meal delivery vans and other items pertaining to the program (n/a)

Mike Moake, Davis County Legacy Events Center Marketing, presenting:

- Agreement with New Life Consignment – children’s clothing and other items consignment sale (receivable)
- Agreement with Whirl Away Farm Inc. – Hunter Jumper Horse Show (receivable)

Chief Deputy Kevin Fielding, Davis County Sheriff’s Office, presenting:

- Agreement with Qwest Communications Co, LLC dba CenturyLink QCC – 7th year Cassidian Software support and 7th year CenturyLink maintenance agreement (payable)
- Grant application with Utah 911 Committee – funding for 7th year maintenance agreement on 911 Patriot Phone System (receivable)

Curtis Koch, Davis County Clerk/Auditor, presenting:

- Ordinance amending Title 1, Chapter 1.01, Section 1.01.040 of the Davis County Code to include an additional method to enact and adopt the Davis County Code as the Codified General Ordinances of Davis County
- Ordinance amending Title 1, Chapter 1.04, Section 1.04.010 of the Davis County Code to define additional words and phrases
- Ordinance amending Chapter 2.36 Records Access and Management of the Davis County Code

BOARD OF EQUALIZATION

Request approval of the Property Tax Register

CONSENT ITEMS

Meeting Minutes (Sept 1 & 8, 2015)
Check Registers
Personnel Register

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 Minutes per Person)

CLOSED SESSION: UCA 52-4-205(1)(a) for discussion of the character, professional competence or physical or mental health of an individual.

Action Taken Regarding Matters Discussed in Closed Session

Adjourn

Jerry Meyer, Davis County Library Assistant Director, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

RFPs not ready

The opening of RFPs for the Davis County Annual Fire Alarm & Sprinkler Inspections is not ready and will be moved to a future agenda.

Notice of public hearing 9/15/15 6 pm re: SDMF as a special service district

Notice was given of a public hearing to be held this evening, September 15, 2015 at 6 p.m. for the consideration of the creation of a special services district for South Davis Metro Fire to become its own taxing district. Commissioner Millburn invited the audience to attend, and if so inclined, to give public comment.

2015 art exhibit opening 9/18/15

It was announced that the 2015 Davis County Fine Art Exhibit Opening and Night with the Masters will be Friday, September 18th here in the Administration Building. The Headquarters Library will conduct children’s activities from 6:30 – 8 p.m. The Opening Reception starts at 7 p.m.

Marlin Eldred, Davis County Community & Economic Development Director, presented the following:

Resolution #2015-486 to enter into agreement w/NSL Redevelopment Agency

Resolution #2015-486 to enter into an Interlocal Cooperation Agreement with North Salt Lake (NSL) Redevelopment Agency. Marlin noted, by previous resolution #2015-36, the Commissioners authorized NSL to include an unincorporated area into their proposed CDA. The area is Hwy 89 from Eaglewood Village going north to 2600 South. This resolution and Interlocal Agreement allows NSL to move forward with the creation of their CDA.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Interlocal Coop. Agreement #2015-486 NSL Redevelopment Agency

Interlocal Cooperation Agreement #2015-486 with North Salt Lake Redevelopment Agency for the Highway 89 Community Development Area (CDA). It has a cap amount of \$8,000,000.00 and a 15 year time frame to begin 2017. The CDA falls within the matrix Davis County has used to measure these types of projects. They are requesting 40% participation (40% to NSL and 60% to all the other taxing entities). The cap of \$8,000,000.00 is slightly over the budgeted amount to be utilized for enhancements to the businesses within the unincorporated area. The ultimate goal will be to annex the unincorporated property into North Salt Lake.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Millburn commented the area of the NSL CDA is the gateway/channel into Davis County coming from Salt Lake County. There is also an incentive to bridge the gap and take care of some pockets of unincorporated areas to make things more contiguous. Marlin added that there is currently a study being conducted for a BRT (bus rapid transit) in the CDA area. Incentives will also be utilized for that.

Temporary Access License #2015-487 Mutton Hollow Basin

Tony Thompson, Davis County Property Manager, presented Temporary Access License #2015-487 for ratification. It is with the Davis School District for Creekside Elementary to access Mutton Hollow Basin in Layton for a wetland educational field trip which was held on September 10, 2015. There were 4 classes of 3rd graders who participated in the walkable field trip. The area provides an educational experience of the wetlands and an understanding of the benefits they are to the community. No monies were involved.

Commissioner Petroff made a motion to ratify the Temporary Access License. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Millburn asked that these requests be submitted prior to an event rather than after.

Tony explained it is a new process and anticipates the requests to be timelier in the future.

Agreement
#2015-488
Gale Div of
Cengage
Learning for
database

Jerry Meyer, Davis County Library Assistant Director, presented agreement #2015-488 with the Gale Division of Cengage Learning, Inc. for access to their Testing & Education Reference Center database. He explained the database consists of practice testing for SAT, ACT, GED, GRE and other occupational tests. It also offers information for the development of resumes, searching for scholarships, choosing a college and provides e-book versions for preparation of testing. It also supplements the library's book collection, in that, if those books are checked-out they are available on-line through this resource. Period of contract is October 21, 2015 to October 20, 2016. Payable amount is \$3,486.73.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment
#2014-315A
UT Dept of
Health –
repond to
outbreaks of
HAIs

Lewis Garrett Davis County Health Department Director, presented the following:

Amendment #2014-315A with Utah Department of Health to work with Utah's hospitals, long term care facilities and other healthcare settings to be responsible for responding to outbreaks of HAIs and other infections. This will allow the Health Department to continue a Center for Disease Control study of hospital acquired infections. The funding pays for time of the Communicable Disease nurse and epidemiologist to go into hospitals when reportable HAIs occur and write up an after-action report to be used in the national and state study. Period of contract is August 1, 2015 through July 31, 2016. The additional receivable amount is \$9,066.00. Lewis indicated the total contract amount is \$17,351.00.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Trademark
License
Agreement
#2015-489
Meals on
Wheels of
America

Trademark License Agreement #2015-489 with Meals on Wheels of America to use their logo on the meal delivery vans and other items pertaining to the program. Period of contract is from signing date with automatic renewals until terminated. No monies are involved.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Lewis Garrett
recognized as
the Outstanding
Public Health
professional in
the State of
Utah

Commissioner Smith indicated he recently attended the Utah Association of Local Board of Health (UALBH) Symposium. At the event, Lewis Garrett was recognized as the Outstanding Public Health Professional in the State of Utah. Commissioner Smith wholeheartedly endorses this recognition of Lewis. He thanked Lewis for what he does and for representing Davis County extremely well. Commissioner Millburn also congratulated Lewis, saying the award was very well deserved. It had been his pleasure, over the previous 8 years, to be closely associated with the Davis County Board of Health and Health Department having worked closely with Lewis. He indicated Lewis has tremendous respect across the State and even beyond. Lewis has led the Health Department as a front runner of health departments and in the proper way to do things. He has also developed a fantastic team. Lewis graciously accepted the compliments.

Agreement
#2015-490
New Life
Consignment
@ LEC

Mike Moake, Davis County Legacy Events Center Marketing, presented the following:

Agreement #2015-490 with New Life Consignment for space rental for a children's clothing and other items consignment sale in the Legacy Center. Period of contract is February 17-20, 2016. Receivable amount is \$4,275.00.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2015-491
Whirl Away
Farm Inc @
LEC

Agreement #2015-491 with Whirl Away Farm Inc. for a hunter jumper horse show. Period of contract is June 2-5, 2016. Receivable amount is \$2,270.00.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Chief Deputy Kevin Fielding, Davis County Sheriff’s Office, indicated the following 2 documents are associated with one another:

Agreement
#2015-492
CenturyLink
QCC – 7th yr
911 support &
maintenance

Agreement #2015-492 with Qwest Communications Co., LLC dba CenturyLink QCC for the 7th year of Cassidian Software support and 7th year CenturyLink maintenance in respect to the 911 Patriot Phone System. Period of contract is through August 17, 2016. Payable amount is \$20,223.46 (see grant application #2015-493 below). Commissioner Petroff explained it was necessary to receive maintenance for an additional year. There are local agencies, along with Davis County, that are working toward putting a new phone system in place.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Grant
application
#2015-493 to
Utah 911
Committee –
cover cost of
911 support &
maintenance

Grant application #2015-493 to the Utah 911 Committee to cover the cost of the 7th year maintenance agreement on the 911 Patriot Phone System. Request amount \$20,223.46. Commissioner Petroff indicated the collected 911 tax fees go to the State rather than the individual dispatch centers. The State then diverts the funds back to the counties through the application process. The State has been building this fund which is how the local agencies are going to pay for 80% of the new phone systems and 80% of the new CAD systems for the inter-connect ability of the phones.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Ordinance
#3-2015 to
enact an
additional
method -
electronic
format

Curtis Koch, Davis County Clerk/Auditor, presented the following:

Ordinance #3-2015 to amend Davis County Code 1.01.040 regarding an additional method to enact and adopt the Davis County Code as the codified general ordinances of Davis County, Utah. Curtis explained this updates what we have had in the past to include electronic formats rather than only book form. It also specifies that once the ordinances are filed in the Office of the Clerk they are considered County Ordinance and Code.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Ordinance
#4-2015 to
define
additional
words &
phrases

Ordinance #4-2015 to amend Davis County Code 1.04.010 to update and clarify definitions, terms, additional words and phrases used in the Code so as it is read, it is clear what these terms pertain to. As an example, Curtis explained there is clarification of what the County Legislative Body means and that it pertains to the Commission. There are certain aspects of the Code that the Commission acts as the Executive Branch and in other parts they are acting as the Legislative Body.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Ordinance
#5-2015
Updating
Records Access
& Management
(GRAMA)

Ordinance #5-2015 to amend Davis County Code 2.35 Records Access and Management. Curtis explained this is in respect to GRAMA. It is to bring the Code in-line with state code, and in addition, specifying County policies and procedures in handling GRAMA requests.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Board of
Equalization

Commissioner Smith made a motion to convene as the Board of Equalization. Commissioner Petroff seconded the motion. All voted aye.

Property Tax Register approved	<p>Curtis Koch presented the Property Tax Register which reflected 2 veteran abatements and 2 corrections.</p> <p>Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye.</p> <p>Curtis noted the deadline to file an appeal on property tax assessments is today. Any appeals received beyond this would be a late appeal and would have to be considered under the criteria established by State statute for accepting those. He indicated it has been a light year in appeals. To date, there have been less than 1,000 appeals received. He gave kudos to the County Assessor’s Office and Tax Administration for their work. This number of appeals is significantly lower than what has been received historically.</p>
Reconvene	<p>Commissioner Petroff made a motion to reconvene Commission Meeting. Commissioner Smith seconded the motion. All voted aye.</p>
Commission Meeting minutes approved	<p>Commissioner Smith made a motion to approve the Commission Meeting minutes for September 1 and 8, 2015. Commissioner Petroff seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.</p>
Check registers approved	<p>Check registers as prepared by the Davis County Clerk/Auditor were approved with a motion by Commissioner Petroff. Commissioner Smith seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.</p>
Personnel Register approved	<p>Commissioner Smith made a motion to approve the Personnel Register. Commissioner Petroff seconded the motion. All voted aye.</p>
Commissioner Comments	<p>Commissioner comments:</p> <p>Commissioner Smith, having attended the Utah Association of Local Board of Health (UALBH) Symposium, came away with a real appreciation for the professionalism of the people we have on the Board of Health. There was a variety of topics covered. He appreciates the opportunity to work with that caliber of professionals. Having clean water and sanitation is taken for granted. These people make sure we have it. His hat is off to the Board of the Health saying it is a privilege to work with them. He felt that attending the Symposium was time well spent.</p>
Public comments	<p>Public comments:</p> <p>Rhonda Perkes, Field Representative for Congressman Stewart’s Office, announced the Congressman will be having a town hall meeting at 7 pm on Wednesday, September 23rd. It will be held at the South Branch Library in Bountiful. She extended an invitation to all.</p> <p>Commissioner Millburn thanked Rhonda for being in attendance at many of the Commission Meetings and asked to extend their appreciation to Congressman Stewart for what he does to represent Utah, knowing it is not an easy job.</p>
Closed session	<p>Commissioner Petroff made a motion to move to a Closed Session per UCA 52-4-205(1)(a) for discussion of the character, professional competence or physical or mental health of an individual. Commissioner Smith seconded the motion. All voted aye.</p>
Reconvene	<p>Commissioner Petroff made a motion to reconvene Commission Meeting. Commissioner Smith seconded the motion. All voted aye.</p>
	<p>No action was taken regarding matters discussed in Closed Session.</p>
Adjourned	<p>Meeting adjourned.</p>

Clerk/Auditor

Chair